

FIG.NET HOG PURCHASE AND SUPPLY AGREEMENT

THIS AGREEMENT is made and entered into this ____ day of _____, 200__ ("Commencement Date") by and between Excel Corporation, a Delaware corporation, with principal mailing address at PO. Box 2519, Wichita, Kansas, 67201 (hereinafter referred to as "Excel") and _____

(Name)

(Address) _____

(City) _____

(State) _____

(Zip Code) _____

(Phone) _____

(Social Security or Employer Identification Number).

(Hereinafter referred to as "Finisher").

WHEREAS, Finisher is a member of the Pig.Net Alliance of independent swine producers, and

WHEREAS, Finisher may wish to forward contract with Excel for the sale of market hogs that were finished from weaner pigs by farrowers in the Pig.Net Alliance, and Excel may wish to forward contract with Finisher for such market hogs.

NOW THEREFORE, the parties hereby agree as follows:

1. For so long as Finisher is a member of the Pig.Net Alliance, the parties may enter into forward contracts for the sale and purchase of market hogs that Finisher purchased and raised from farrowers in the Pig.Net Alliance. Such farrowers are listed in Exhibit A, which Excel may amend from time-to-time in its discretion.
2. Excel and Finisher shall enter into individual transactions pursuant to the terms and conditions of the Hog Purchase Confirmation and Contract that is set forth in Exhibit B, as amended by this Agreement. Excel may modify the Hog Purchase Confirmation and Contract from time-to-time in its discretion. Excel's purchase of market hogs will also be subject to Excel's carcass merit program. This program determines whether the Finisher will be paid a premium above, or a discount below, the Contract Price (as set forth in Exhibit B), the Minimum Target Price (as defined in Section 4 below), or the Maximum Target Price (as defined in Section 4 below). The carcass merit program is currently based on the hot carcass weight and the lean percentage of the market hog. The carcass merit program is attached hereto as Exhibit C; provided, however, that Excel may change the carcass merit program from time